

<b>RESPONSE TO NOTICE TO FILE MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES</b>		Docket No.: BIO01819P00081US	
Applicant(s): Lid B. Wong et al.		Confirmation No.: 6268	
Serial No.: 10/552,009		Int'l. Filing Date: 03/26/2004	
Group Art Unit:		Examiner:	
Invention: Instantaneous Autonomic Nervous Function and Cardiac Predictability Based on Heart and Pulse Rate Variability Analysis			

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith in response to the Formalities Letter dated 08/03/2006 are:

- ☒ Executed declaration or oath for this application.
- ☒ Return copy of the Notice to File Missing Parts of Application.
- ☒ Other: Return Receipt Postcard
- ☒ A check in the amount of \$215.00 to cover the filing fee and/or surcharge.
- ☐ Charge \$ \_ to Deposit Account No. 23-0785.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §1.15-§1.17, or credit any overpayment, to Deposit Account No. 23-0785. A duplicate copy of this sheet is enclosed.

10/16/2006 MKAYPAGH 00000129 10552009

01 FC:2617  
02 FC:2641  
03 FC:2633

65.00 OP  
50.00 OP  
100.00 OP

Respectfully submitted,

By Martin L. Katz  
Martin L. Katz, Reg. No. 25,011

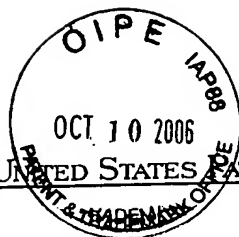
WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
Citigroup Center, Suite 3800  
500 West Madison Street  
Chicago, Illinois 60661  
312/876-1800

### CERTIFICATE OF MAILING

I hereby certify that this document and fee (if applicable) is being deposited with the United States Postal Service with sufficient postage at First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **October 3, 2006**.

Stephanie Frain  
Stephanie Frain

pca

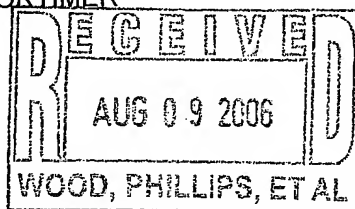


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/552,009	Lid B. Wong	BIO1819P0081US

32116  
WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
500 W. MADISON STREET  
SUITE 3800  
CHICAGO, IL 60661



INTERNATIONAL APPLICATION NO.	
PCT/US04/09390	
I.A. FILING DATE	PRIORITY DATE
03/26/2004	

CONFIRMATION NO. 6268  
371 FORMALITIES LETTER



\*OC000000019828101\*

Date Mailed: 08/03/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/06/2005
- Copy of the International Search Report filed on 10/06/2005
- Copy of IPE Report filed on 10/06/2005
- Information Disclosure Statements filed on 01/25/2006
- Oath or Declaration filed on 10/06/2005
- Small Entity Statement filed on 10/06/2005
- Request for Immediate Examination filed on 10/06/2005
- U.S. Basic National Fees filed on 10/06/2005
- Priority Documents filed on 10/06/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$215** for a Small Entity:

- **\$65 Surcharge.**
- The application search fee has not been paid. Applicant must submit **\$50** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- The application examination fee has not been paid. Applicant must submit **\$100** to complete the examination fee for a small entity in compliance with 37 CFR 1.27. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/552,009	PCT/US04/09390	BIO1819P0081US